

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

JAIME LYNN PRITCHARD, on behalf of  
herself and all others similarly situated,

Plaintiff,

v.

COMENITY BANK,

Defendant.

Case No. 2:15-cv-05994

**Judge Kevin McNulty**

**Magistrate Judge Michael A. Hammer**

NOTICE OF RELATED ACTION

Plaintiff submits this Notice to inform the Court that a related action, *Sorrell v. Comenity LLC*, No. 3:16-CV-34, was filed in the Middle District of Georgia on March 25, 2016. The file-stamped *Sorrell* complaint is attached as Exhibit A.

Local Rule 40.1(c) states that “[w]hen a civil action . . . grows out of the same transaction as any case already pending in this Court . . . Counsel shall at the time of filing the action inform the Clerk of such fact.” Although not pending in this Court, Plaintiff submits that the *Sorrell* matter “grows out of the same transaction” as the above referenced case, as it seeks certification of a class of plaintiffs that essentially identical to the class sought in the action pending before this Court.<sup>1</sup> Therefore, in an abundance of caution, Plaintiff respectfully provides notice of the related *Sorrell* action.

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<sup>1</sup> Compare Exhibit A, at ¶ 43 (“All persons in the United States who, on or after May 26, 2014, had not given express written consent to be contacted by Defendants or a third-party dialing company acting on behalf of them, but whose wireless telephone number(s) were called by Defendants or a third party dialing company on behalf of them, using an autodialer. Excluded from the Class are individuals who had provided express written consent to be contacted by Defendants; employees, agents, officers, directors, and other individuals affiliated with Comenity and any third-party dialing service it employed; and officers, employees, or Judges of this court and their

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Respectfully submitted,

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family members.”) with Dkt. No. 1, at ¶ 34 (“All persons within the United States who, on or after May 27, 2014, received a non-emergency telephone call from or on behalf of Comenity to a cellular telephone through the use of an automatic telephone dialing system and/or an artificial or prerecorded voice, and who did not have a contractual relationship with Comenity.”)